

BOARD OF PODIATRIC MEDICINE

Waiver of Requirement

SPECIFIC LANGUAGE

Amend section 1399.678 of Division 13.9 of Title 16 of the California Code of Regulations to read as follows:

1399.678. Waiver of Requirement.

(a) The board in its discretion may exempt permanently or temporarily from the requirements of this article, any licensee who for reasons of retirement, health, military service, or undue hardship cannot meet those requirements. Applications for waivers shall be submitted on a provided form to the board for its consideration.

(b) Any licensee so exempted by reason of retirement may not ~~regularly~~ engage in the practice of podiatric medicine, ~~and his or her podiatric medical practice shall be restricted as follows:~~

~~(1) Any examining, treating and prescribing is limited to 20 patients annually.~~

~~(2) Prescribing only Schedule IV and V controlled substances unless otherwise authorized by the board to prescribe from other schedules; the licensee's Drug Enforcement Administration (DEA) certificate shall reflect those restrictions.~~

~~(3) Irrespective of age, any income derived from the practice of podiatric medicine shall not exceed the net annual income allowed for recipients of social security benefits.~~

c) Any licensee who submits an application for waiver which is denied by the board, may be ineligible for renewal of his or her license to practice podiatric medicine under the provisions of Section 1399.676.

(d) Any newly-licensed doctor of podiatric medicine who is licensed for less than six (6) months of the year shall be exempt from the continuing education requirement for that year.

(e) Any licensee granted a temporary waiver may not be granted another temporary waiver at the next license renewal.